

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of  
Daniel V Santi et al

Application Serial No.: 10/672,396

Filed: September 26, 2003

For: SYNTHETIC GENES

:  
: Confirmation No.  
: 9173  
:  
: Group Art Unit:  
: 1652  
:  
:  
: Examiner:  
: Hope A Robinson  
X

---

FILED ELECTRONICALLY ON USPTO EFS-WEB ON 12-31-08 BY OLGA RAMIREZ FOR  
GERARD P. NORTON, REG. NO. 36,621

---

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

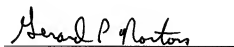
**DECLARATION OF GERARD P. NORTON**

1. I am a registered patent attorney, Reg. No. 36,621.
2. I represent Applicants in prosecution of the above-referenced application.
3. A response to Office Action of February 21, 2008 includes an amendment to the Sequence Listing section, adding certain sequence listings.
4. These additional sequences were previously incorporated into the above-referenced application by their Genbank accession numbers.
5. I hereby declare that to the best of my knowledge the recited sequences represent the same sequences which were incorporated by reference, through recitation of their Genbank accession numbers, into the above-referenced application.

I, Gerard P. Norton, hereby swear that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willfully false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued hereon.

Date: December 31, 2008

Respectfully Submitted,

A handwritten signature in cursive script, reading "Gerard P. Norton", is written over a horizontal line.

Gerard P. Norton